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**Patents** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	)	
Richard McCormick	)	Examiner: Not Known
	)	
Serial No. 10/502,509	)	Art Unit: Not Known
•	)	
Filed: <b>July 23, 2004</b>	)	
•	)	
For: AN EQUINE FEED PRODUCT	)	

## INFORMATION DISCLOSURE STATEMENT

Mail Stop IDS Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, applicant discloses the information on the attached Form PTO/SB/08A and PTO/SB/08B as such information may be material to the examination of this application. A copy of each cited item is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop IDS, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on June 8, 2005.

Thomas A. Hodge - Reg. 22,602

Serial No. 10/502,509

Also enclosed is a copy of the International Search Report (mailed August 4, 2003) from the corresponding International Application No. PCT/IE03/00008.

Applicant does not have an English translation of the cited German Patent Document No. 19617185 (Citation No. BA). An English translation will be obtained by applicant if requested by the Examiner.

The citation of this information does not constitute either an admission of priority, an admission that the cited item is available as a reference or a waiver of any right which applicant may have under applicable statutes, rules of practice in patent cases or otherwise.

Respectfully submitted,

Thomas A. Hodge Reg. No. 22,602

BAKER, DONELSON, BEARMAN, CALDWELL & BERKOWITZ Five Concourse Parkway, Suite 900 Atlanta, GA 30328 (678) 406-8700

Docket No. 2171105-000002

PTO/SB/08a (08-03) Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE ion Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known Substantia (49A/PTO Application Number 10/502,509 Filing Date INFORMATION DISCLOSURE July 23, 2004 First Named Inventor Richard McCormick STATEMENT BY APPLICANT Art Unit Not Known

**Examiner Name** 

JUN 1 0 2005

Not Known (Use as many sheets as necessary) **Attorney Docket Number** 2171105-000002

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Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant
	Number-Kind Code <sup>2 (# known)</sup>	Applicant of ones becamen	Figures Appear		
	AA	<sup>US-</sup> 5,236,717	08/17/1993	Vinci	
	AB	<sup>US-</sup> 5,536,509	07/16/1996	Protti	
	AC	<sup>US-</sup> 6,338,856	01/15/2002	Allen et al.	
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FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> 'Number <sup>4</sup> 'Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>	
	ВА	German Patent Document No. DE 19617185	10-31-1997	Muhle Ebert Dielheim GmbH	or Relevant Figures Appear		
				***************************************	<u>}</u>		
	вв	International Publication No. WO 01/74173	10-11-2001	Harris et al.	}		
	вв	"Supplementation of Equine Feedstuffs";					
	вв	Based on International Application No. PCT/GB01/01557					

Examiner	Date	
Signature	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for fo	orm 1449B/PTO			Complete if Known		
				Application Number	10/502,509	
INFORMATION DISCLOSURE				Filing Date	July 23, 2004	
STATE	MENT BY	APPLI	CANT	First Named Inventor	Richard McCormick	
				Art Unit Not Known		
(Use as many sheets as necessary)		Examiner Name	Not Known			
Sheet	2	of	2	Attorney Docket Number	2171105-000002	

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			
	CA	Article entitled "The Effect of Supplemental Lysine and Threonine on Growth and Development of Yearling Horses"; Graham et al.; Journal of Animal Science; Vol. 72; pages 380-386 (1994)			
	СВ	Article entitled "Influence of Protein Level and Quality on the Growth and Development of Yearling Foals"; Ott et al.; Journal of Animal Science; Vol. 49; No. 3; pages 620-628 (1979)			
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